UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

GEORGE GUINDON, ET AL. Plaintiffs vs. AMERICAN FOAM CORPORATION, ET AL., Defendants	)))))))	C.A. No.: 03-335-L

DEFENDANTS ANHEUSER-BUSCH, INC. AND ANHEUSER-BUSCH COMPANIES, INC.'S ANSWER TO PLAINTIFFS' FIRST AMENDED MASTER COMPLAINT AS ADOPTED AND PLAINTIFFS' PRO FORMA COMPLAINT

NOW COME Defendants Anheuser-Busch, Inc. ("ABI") and Anheuser-Busch Companies, Inc. ("ABC") and in response to Plaintiffs' Notice of Adoption of First Amended Master Complaint ("Notice of Adoption"), ABI and ABC hereby adopt[1] their Answer and Affirmative Defenses to Plaintiffs' First Amended Master Complaint, filed on February 4, 2005, in *Gray, et al. v. Derderian, et al.*, (04-312-L). To the extent Plaintiffs intend to adopt the additional allegations and claims contained in the Notice of Adoption filed in *Henault, et al., v. Derderian, et al.*, (03-483-L), ABI and ABC adopt and incorporate by reference their Answer to Plaintiffs' First Amended Master Complaint as Adopted filed in *Henault*.

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[1] *See* Order in *Gray v. Derderian* (04-312-L), dated December 16, 2004, granting plaintiffs' motion for leave to file First Amended Master Complaint and establishing procedure for plaintiffs in other actions to adopt such filing, either in whole or in part.

219

Further, in response to the additional allegations and claims contained in Plaintiffs' Pro Forma Complaint,[2] ABI and ABC state as follows:

(260).[3] ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 260 of the Pro Forma Complaint.

(261). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 261 of the Pro Forma Complaint.

(262). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 262 of the Pro Forma Complaint.

(263). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 263 of the Pro Forma Complaint.

(264). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 264 of the Pro Forma Complaint.

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[2] As this action was pending at the time of the Order referenced in footnote 1, the filing of a Pro Forma Complaint appears to be unnecessary.

[3] These paragraph numbers appear to correspond to reserved paragraphs of the First Amended Master Complaint in *Gray v. Derderian* (04-312-L).

(265). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 265 of the Pro Forma Complaint.

(266). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 266 of the Pro Forma Complaint.

(267). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 267 of the Pro Forma Complaint.

(268). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 268 of the Pro Forma Complaint.

(269). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 269 of the Pro Forma Complaint.

(270). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 270 of the Pro Forma Complaint.

(271). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 271 of the Pro Forma Complaint.

(272). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 272 of the Pro Forma Complaint.

(273). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 273 of the Pro Forma Complaint.

(274). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 274 of the Pro Forma Complaint.

(275). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 275 of the Pro Forma Complaint.

(276). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 276 of the Pro Forma Complaint.

(277). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 277 of the Pro Forma Complaint.

(278). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 278 of the Pro Forma Complaint.

(279). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 279 of the Pro Forma Complaint.

(280). ABI and ABC are without knowledge or information sufficient to form a belief as to the truth of the allegations contained in the additional paragraph numbered 280 of the Pro Forma Complaint.

WHEREFORE, Defendants Anheuser-Busch, Inc. and Anheuser-Busch Companies, Inc. pray that:

(a) the First Amended Master Complaint, Notice of Adoption and Pro Forma Complaint be dismissed with prejudice as to Anheuser-Busch, Inc. and Anheuser-Busch Companies, Inc.;

(b) Plaintiffs' demand for relief against Anheuser-Busch, Inc. and Anheuser-Busch Companies, Inc. be denied in every respect;

(c) Anheuser-Busch, Inc. and Anheuser-Busch Companies, Inc. be awarded costs in connection with this litigation, including reasonable attorneys' fees; and

(d) the Court grant such other and further relief as may be just, proper, and equitable.

DEFENDANTS ANHEUSER-BUSCH, INC. AND ANHEUSER-BUSCH COMPANIES, INC. HEREBY DEMAND TRIAL BY JURY

ANHEUSER-BUSCH, INC. AND
ANHEUSER-BUSCH COMPANIES, INC.,

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Dated: February 4, 2005

CERTIFICATE OF SERVICE

I hereby certify that I caused to be served a copy of the within document in pdf format by electronic email on the 4th day of February, 2005, to the following counsel of record:

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